

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8 I hereby certify that this correspondence, totaling 4 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date: Date: <u>June 30, 2006</u> Name: <u>Terry Ward</u> Signature: <u>Terry Ward</u>		
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GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: **Greenberg, et al.**
 Appln. No.: **10/814,989**
 Filed: **March 31, 2004**
 For: **MEDICAL GRASPING DEVICE**
 Attorney Docket No: **8627-372**

Examiner: Unknown

Art Unit: 3732

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JUN 30 2006

Mail Stop Amendment
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL

Sir,

Attached is/are:

- ☒ **SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**
☐ **Return Receipt Postcard**

Fee calculation:

- ☒ **No additional fee is required.**
☐ **Small Entity.**
☐ **An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).**
☐ **A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).**
☐ **An additional filing fee has been calculated as shown below:**

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+ \$180=			+ \$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ **A check in the amount of \$_____ is enclosed.**
☐ **Please charge Deposit Account No. 23-1925 in the amount of \$_____ . A copy of this Transmittal is enclosed for this purpose.**
☐ **Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).**
☒ **The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.**

Respectfully submitted,

June 30, 2006
 Date

Robert K. Fergan
 Robert K. Fergan (Reg. No. 51,674)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: GREENBERG ET AL.
Appln. No.: 10/814,989
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For: MEDICAL GRASPING DEVICE
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SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b), Applicants hereby cite the following reference(s):

No.	Date of Publication	Patentee/Applicant/Assignee
6,695,813	02/24/2004	Boyle et al.

Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 C.F.R. §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R. §1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 C.F.R. §1.56(a).

Applicants have calculated no fee to be due in connection with the filing of this Statement. However, the Director is authorized to charge any fee deficiency associated

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Appln. No. 10/814,989

Attorney Docket No. 8627,372

with the filing of this Statement to a deposit account, as authorized in the Transmittal accompanying this Statement.

Respectfully submitted,

June 30, 2006

Date



Robert K. Fergan (Reg. No. 51,674)

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FORM PTO-1449	APPLICATION NO. 10/814,989	ATTORNEY DOCKET NO. 8627-372
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (use several sheets if necessary)	FILING DATE March 31, 2004	GROUP ART UNIT 3732
FIRST NAMED INVENTOR: Greenberg, et al.		
EXAMINER NAME: Unknown		

EXAMINER INITIALS	Cite No.	DOCUMENT NUMBER Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where, Relevant Passages or Relevant Figures Appear
	A1	6,695,813	02/24/2004	Boyle et al.	
	A2				
	A3				
	A4				
	A5				
	A6				
	A7				
	A8				
	A9				
	A10				
	A11				
	A12				
	A13				

FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS	Cite No.	Foreign Patent Document Country Code, Number -Number- Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where, Relevant Passages or Relevant Figures Appear	T
	A14					
	A15					
	A16					
	A17					
	A18					

EXAMINER INITIAL	NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.					T
	A19					
	A20					
	A21					
	A22					
	A23					
	A24					

NOTE: For "T" - please place an "X" if an English translation is being provided to the Patent Office.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.